

To: Madigan, Andrea[Madigan.Andrea@epa.gov]
From: Bohan, Suzanne
Sent: Fri 8/28/2015 4:59:33 PM
Subject: Fwd: GK access

Sent from my iPhone

Begin forwarded message:

From: "Hammitt, Jennifer" <Hammitt.Jennifer@epa.gov>
Date: August 28, 2015 at 10:57:36 AM MDT
To: "Michaud, John" <Michaud.John@epa.gov>, "Bohan, Suzanne" <bohan.suzanne@epa.gov>
Cc: "Ward, W. Robert" <Ward.Robert@epa.gov>, "Boydston, Michael" <Boydston.Michael@epa.gov>
Subject: RE: GK access

Thanks. **Attorney Client/Ex. 5**

Suzanne, please feel free to give me a call if I am confused on the facts surrounding this table.

Jennifer Hammitt

Attorney-Advisor, Information Law Practice Group

Office of General Counsel, General Law Office

U.S. Environmental Protection Agency

1200 Pennsylvania Avenue, NW, MC-2377A

Washington, DC 20460

(202) 564-5097

From: Michaud, John
Sent: Friday, August 28, 2015 12:52 PM
To: Bohan, Suzanne

Cc: Ward, W. Robert; Boydston, Michael; Hammitt, Jennifer
Subject: Fw: GK access

Attorney Client/Ex. 5

Thanks.

From: Hammitt, Jennifer
Sent: Thursday, August 27, 2015 1:35 PM
To: Michaud, John
Cc: Dolph, Becky; Ward, W. Robert
Subject: RE: GK access

Hi John –

So, some of this has already been publicly posted as part of EPA's CERCLA activities (<http://yosemite.epa.gov/OA/RHC/EPAAdmin.nsf/Filings/F362D1304D59D48A8525788F001B7E01?OpenDocument>) or otherwise made publicly available, and it appears to be public knowledge that this entity

Attorney Client/Ex. 5

Attorney Work Product/Ex. 5

If I am misunderstanding the facts please let me know and we can follow up. Thanks!

Jennifer Hammitt

Attorney-Advisor, Information Law Practice Group

Office of General Counsel, General Law Office

U.S. Environmental Protection Agency

1200 Pennsylvania Avenue, NW, MC-2377A

Washington, DC 20460

(202) 564-5097

From: Michaud, John

Sent: Thursday, August 27, 2015 1:10 PM

To: Hammitt, Jennifer

Subject: FW: GK access

Jennifer –

Among the attachments the last 3 documents address site access. I believe it is those documents that the agency would like to release.

Thanks.

John R Michaud

Acting Associate General Counsel

Solid Waste and Emergency Response Law Office

202-564-5518

michaud.john@epa.gov

From: Ward, W. Robert
Sent: Saturday, August 15, 2015 6:01 PM
To: Garbow, Avi; Mitchell, Stacey; Michaud, John
Subject: Fwd: GK access

Here is what I was able to obtain today on access agreements. Please let me know if there are others in OGC I should provide these agreements to for review. Thanks, Bob

W. Robert Ward

Regional Counsel

Region 8

Confidential - Privileged

Begin forwarded message:

From: "Bohan, Suzanne" <bohan.suzanne@epa.gov>
To: "Ward, W. Robert" <Ward.Robert@epa.gov>
Subject: GK access

Bob-

As we discussed this morning.

Suzanne

Sent from my iPhone

Begin forwarded message:

From: "Sisk, Richard" <Sisk.Richard@epa.gov>
To: "Stavnes, Sandra" <Stavnes.Sandra@epa.gov>
Cc: "Piggott, Amelia" <Piggott.Amelia@epa.gov>, "Land, Kelcey" <Land.Kelcey@epa.gov>, "Bohan, Suzanne" <bohan.suzanne@epa.gov>, "Urdiales, Aaron" <Urdiales.Aaron@epa.gov>, "Rudy, Michael"

<Rudy.Mike@epa.gov>, "McCaffrey, Shawn" <Mccaffrey.Shawn@epa.gov>
Subject: RE: San Juan Corp - GK access and follow up

Sandy – Here is what I would like to say.

Attorney Work Product/Ex. 5

Thanks

Richard Sisk
Attorney
U.S. EPA Region 8
ENF-L
1595 Wynkoop
Denver, CO 80202-1129

Phone: 303-312-6638
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E-mail: sisk.richard@epa.gov

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From: Stavnes, Sandra
Sent: Friday, August 14, 2015 10:10 AM
To: Sisk, Richard
Cc: Piggott, Amelia
Subject: RE: San Juan Corp - GK access and follow up

Richard/Amelia what do you think of this response to Mr. Hennis claims. (from CBS news story highlighted below)

Attorney Client/Ex. 5

In an interview Todd Hennis, owner of the Gold King mine stated that the EPA forced him to open the mine to your agency four years ago by fining him \$35,000 per day.

He also claimed that the water that came out of the Gold King originated in the Sunnyside mine. He said this can be proven

with tests that show the mineral content of the water.

Please let me know the EPA response if any.

Sandy

Sandra A. Stavnes

Deputy Assistant Regional Administrator

Office of Ecosystems Protection and Remediation (8EPR)

USEPA Region 8

1595 Wynkoop Street

Denver, CO 80202

email: stavnes.sandra@epa.gov

phone: 303-312-6117

From: Sisk, Richard

Sent: Friday, August 14, 2015 9:06 AM

To: Stavnes, Sandra

Cc: Piggott, Amelia

Subject: FW: San Juan Corp - GK access and follow up

Richard Sisk

Attorney

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From: Sisk, Richard

Sent: Thursday, August 13, 2015 3:04 PM

To: Rudy, Michael

Subject: FW: San Juan Corp - GK access and follow up

Mike – Here it is.

Richard Sisk

Attorney

U.S. EPA Region 8

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From: Way, Steven

Sent: Sunday, August 09, 2015 4:52 PM

To: Sisk, Richard

Subject: San Juan Corp - GK access and follow up

Richard,

Todd and I have exchanged emails only to say we'll be available to meet and talk this week. Attached is the existing access agreement; my assumption is that he will be looking for something more. It would be helpful for me if we discuss the situation some soon.

Thanks

Steve

Steven Way

Federal On-Scene Coordinator

Emergency Response Unit

US EPA - Region 8

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